

RESOLUTION NO. 20-71

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WOODBURY
ESTABLISHING A 5 YEAR MORATORIUM ON THE ISSUANCE OF ROAD
OPENING PERMITS FOR GLOVER STREET, FROM SALEM AVENUE TO PENN
STREET, FROM JUNE 19, 2019 THROUGH JUNE 18, 2024**

WHEREAS, there existed a need by the City of Woodbury to resurface Glover Street from Salem Avenue to Penn Street as part of the FY2018 Water Main Improvement Project; and

WHEREAS, the City of Woodbury performed this project through the FY2018 Water Main Improvements Project and by advertising for bids pursuant to the provisions of the New Jersey Public Contracts Law *N.J.S.A. 40A:11 et seq.*; and

WHEREAS, the project was awarded to Pioneer Pipe Contractors, Inc. of Sewell, NJ on October 9, 2018; and

WHEREAS the City of Woodbury has accepted the final completion of the contract for the project known as “FY2018 Water Main Improvements – Lincoln Street, Glover Street and Rugby Place” on July 15, 2019; and

WHEREAS, the City of Woodbury has made final payment to the contractor, Pioneer Pipe Contractors, Inc. for the aforementioned project on December 10, 2019; and

WHEREAS, the City of Woodbury has paid to Pioneer Pipe Contractors, Inc. the retainer previously held from the submitted invoices and payments on February 26, 2020, and Pioneer Pipe Contractors, Inc. has therefore submitted and the City has accepted a Maintenance Bond for the aforementioned project in the amount of \$356,608.29 for a period of one (1) year commencing on July 15, 2019; and

WHEREAS, the Code of the City of Woodbury, “Chapter 167 – STREETS AND SIDEWALKS” provides for road opening permits under the conditions as stated in “Article III – Openings and Excavations § 167-9 Application for and issuance of permit; filing fee and deposit.”; and

WHEREAS, §167-9 Paragraph B. states that no road opening permits shall be granted by the City for any opening or excavation on a street that has been covered with a hard surface, such as concrete or asphalt with a thickness of 2 inches or more, for a period of five (5) years from the date of completion of construction of such hard surface, except that a permit may be issued upon majority vote of City Council to grant such permit based on the conditions and reasons stated in sub-paragraphs (1),(2) or (3) of §167-9 Paragraph B.

NOW, THEREFORE, BE IT RESOLVED by the City Council that the City of Woodbury has placed a moratorium from any road opening, excavations or disturbance otherwise, and from the issuance of permits thereto, on the area of new pavement constructed as part of the project known as “FY2018 Water Main Improvements – Lincoln Street, Glover Street

and Rugby Place” for a period of 5 years beginning on the date of final completion, June 19, 2019 and terminating on June 18, 2024, subject to the respective conditions as stated in the latest version of “Chapter 167 – STREETS AND SIDEWALKS” of the Code of the City of Woodbury.

ADOPTED at the regular meeting of the Mayor and City Council of the City of Woodbury held on February 26, 2020.

CITY OF WOODBURY

By: *Philip D. Hagerty*
PHILIP HAGERTY,
Council President Pro-Tempore

ATTEST:

Daneen D. Fuss
DANEEN FUSS, City Clerk

Council Member	Ayes	Nays	Abstain	Absent
Councilwoman Carter	✓			
Councilman Fleming	✓			
Councilman Hagerty	✓			
Councilman Johnson				✓
Councilman McIlvaine	✓			
Councilman Merinuk	✓			
Councilwoman Miller	✓			
Councilwoman O'Connor	✓			
Council President Parker				✓
Mayor Floyd				

CERTIFICATION

I, Daneen D. Fuss hereby certify that the foregoing Resolution was adopted by the City Council, of the City of Woodbury, in the County of Gloucester and State of New Jersey at the meeting held on **February 26, 2020** at City Hall 33 Delaware Street, Woodbury, New Jersey 08096.

Daneen D. Fuss
Daneen D. Fuss
City Clerk

